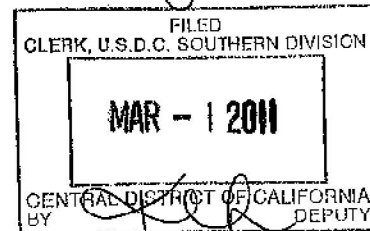


I HEREBY CERTIFY THAT THIS DOCUMENT WAS SERVED BY FIRST CLASS MAIL, POSTAGE PREPAID, TO ALL COUNSELS (OR PARTIES) AT THEIR RESPECTIVE MOST RECENT ADDRESS OF RECORD IN THIS ACTION ON THIS DATE.

DATED: 3/1/2011
[Signature]
 DEPUTY CLERK



UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA

ALEJANDRO HUERTA,

Petitioner,

vs.

M.D. McDONALD, Warden,

Respondent,

Case No. EDCV 10-0726-AG (RNB)

ORDER ADOPTING FINDINGS,
 CONCLUSIONS AND
 RECOMMENDATIONS OF UNITED
 STATES MAGISTRATE JUDGE

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, all the records and files herein, and the Report and Recommendation of the United States Magistrate Judge. Objections to the Report and Recommendation have been filed herein. Having made a de novo determination of those portions of the Report and Recommendation to which objections have been made, the Court concurs with and adopts the findings, conclusions and recommendations of the Magistrate Judge.

IT THEREFORE IS ORDERED that (1) petitioner's request for an evidentiary hearing is denied; and (2) Judgment be entered denying the Petition and dismissing this action with prejudice.

DATED: FEBRUARY 28, 2011

[Signature]
 ANDREW J. GUILFORD
 UNITED STATES DISTRICT JUDGE